



## **TOWN OF HAMILTON Conservation Commission**

ON DECEMBER 15, 2010 AT 7:30 pm AT THE HAMILTON TOWN HALL, THE CONSERVATION COMMISSION WILL HOLD A PUBLIC HEARING ON AMENDING THE COMMISSION'S REGULATIONS ISSUED PURSUANT TO TOWN OF HAMILTON GENERAL BY LAW CHAPTER XVII ENTITLED "CONSERVATION".

THE PROPOSED LANGUAGE CHANGE IS THE ADDITION OF THE UNDERLINED SENTENCE SHOWN BELOW.

NO OTHER CHANGES TO THE REGULATIONS ARE PROPOSED.

### **III. NO-DISTURBANCE AND NO-BUILD ZONES**

When proposing alterations of land within 100 feet of a wetland, the applicant must overcome a strong presumption of adverse impact on the adjacent wetlands and their functions and values. The commission will require a no-disturbance zone extending from the edge of all wetland resource areas and a no-build zone extending from the no disturbance zone to a certain distance from the wetlands resource area as determined below. Building construction of any kind is prohibited in the no-building zone. The Commission will also require a 100 foot No Disturb Zone constituting the entire AURA adjacent to any vernal pool. Building construction means any construction that requires a permit from the building department under the regulations and by laws of the Town in effect at the time of the filing of the project. This includes, but is not limited to, home construction, porches, decks, additions, and sheds. Driveways and fences may be allowed after a consideration of the interests sought to be protected by the By Law.

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*The above paragraph, without the underlined sentence, is located on page 5 of the current regulations. The underlined sentence was adopted by the Commission and incorporated into their regulations in 2005 but, due to a clerical error, it was not re-printed and thus not included in the 2010 amended and revised edition of the regulations.*